



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

October 25, 1994

Mr. Kevin Raymond
Assistant General Counsel
Texas Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR94-679

Dear Mr. Raymond:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, Government Code chapter 552. We assigned your request ID# 27825.

The Texas Department of Public Safety (the "department") has received a request for information relating to the department's contract to purchase a digital imaging driver license system. Specifically, the requestor seeks:

- [1.] original Request for Proposal and subsequent addenda,
- [2.] all proposals submitted in response to the RFP, and
- [3.] the final contract negotiated with the winning vendor.

In Open Records Letter No. 94-399 (1994), this office addressed the availability of this and other information under the Open Records Act. In that ruling, this office determined that the department must withhold from public disclosure under section 552.110 of the Government Code the following portions of the proposal that Polaroid Corporation submitted to the department for a digital imaging driver license system: section 5.3.0 (pages 2-6 to 2-9); section 6.4.1.7 (pages 2-53 to 2-56); sections 6.4.1.17 and 6.4.1.18 (pages 2-62 to 2-64); sections 6.9.1.5 and 6.9.2.1 (pages 2-92 to 2-96), and the drawings included in these pages, including Figure 2-1 on page 2-6. This office also determined that the remainder of the information at issue was subject to required public disclosure under the Open Records Act.

Neither the department nor any of the interested third parties have raised any grounds for withholding the information at issue here that were not raised and addressed in Open Records Letter No. 94-399. That ruling, therefore, controls this request. Accordingly, the department must withhold under section 552.110 of the Government Code the information contained in Polaroid Corporation's proposal as listed above. The remainder of the requested information, however, must be released in its entirety.

If you have questions about this ruling, please contact this office.

Yours very truly,



Loretta R. DeHay
Assistant Attorney General
Open Government Section

LRD/GCK/rho

Ref.: ID# 27825

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